

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS  
  
FOR THE DEPARTMENT OF HEALTH

In the Matter of the Proposed Rules of the  
Department of Health Governing Air Quality  
in Enclosed Sports Arenas, Minnesota Rules  
Chapter 4620, Parts 3900 to 5950

**CHIEF ADMINISTRATIVE LAW  
JUDGE'S ORDER ON REVIEW OF  
RULES UNDER MINN. STAT. §  
14.16, SUBD. 2, AND MINN. R.  
1400.2240, SUBP. 4**

The Minnesota Department of Health (Department) proposes to adopt the above-entitled rules pursuant to Minn. Stat. § 14.16. A public hearing regarding the proposed rules was held on November 13, 2012. On February 6, 2012, Administrative Law Judge Barbara L. Neilson issued a Report in which she determined that the proposed rules were defective in certain respects. On February 8, 2013, the undersigned Chief Administrative Law Judge issued a Report approving Judge Neilson's Report.

On March 27, 2013, the Department requested that the Chief Administrative Law Judge review and approve modifications to the rules. On April 2, 2013, the Department filed a proposed Order Adopting Rules and a certified copy of the rules reflecting the changes that had been made to correct the defects. The OAH record in this matter closed on April 2, 2013.

The Chief Administrative Law Judge finds that the final proposed rules are not substantially different from those originally published by the Board in the *State Register* on July 23, 2012, and proposed at the public hearing.

Based upon a review of the materials and modifications submitted by the Department, Minnesota Statutes, Minnesota Rules, and the previous order issued in this matter,

**IT IS HEREBY ORDERED:** that the proposed rules, as modified and approved by the Revisor on March 25, 2013 (AR 4006), are approved as to legality.

Dated: April 5, 2013.

s/Raymond R. Krause  
RAYMOND R. KRAUSE  
Chief Administrative Law Judge